

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

* * *

STEVEN SZOSTEK

Plaintiff.

Case No. 3:18-cv-00459-RCJ-WGC

ORDER

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ROMEO ARANAS et al.

Defendants.

10 This action began with a *pro se* civil rights complaint filed pursuant to 42 U.S.C. §
11 1983 by a former state prisoner. On December 20, 2019, this Court issued an order
12 denying the application to proceed *in forma pauperis* for prisoners as moot because
13 Plaintiff was no longer incarcerated. (ECF No. 4 at 1). The Court ordered Plaintiff to file
14 a fully complete application to proceed *in forma pauperis* for non-prisoners or pay the full
15 filing fee of \$400.00 within thirty (30) days from the date of that order. (*Id.*) The thirty-
16 day period has now expired, and Plaintiff has not filed an application to proceed *in forma*
17 *pauperis* for non-prisoners, paid the full filing fee, or otherwise responded to the Court's
18 order.

19 District courts have the inherent power to control their dockets and “[i]n the
20 exercise of that power, they may impose sanctions including, where appropriate . . .
21 dismissal” of a case. *Thompson v. Hous. Auth. of City of Los Angeles*, 782 F.2d 829, 831
22 (9th Cir. 1986). A court may dismiss an action, with prejudice, based on a party’s failure
23 to prosecute an action, failure to obey a court order, or failure to comply with local rules.
24 See *Ghazali v. Moran*, 46 F.3d 52, 53-54 (9th Cir. 1995) (affirming dismissal for
25 noncompliance with local rule); *Ferdik v. Bonzelet*, 963 F.2d 1258, 1260-61 (9th Cir.
26 1992) (affirming dismissal for failure to comply with an order requiring amendment of
27 complaint); *Carey v. King*, 856 F.2d 1439, 1440-41 (9th Cir. 1988) (affirming dismissal
28 for failure to comply with local rule requiring *pro se* plaintiffs to keep court apprised of

1 It is therefore ordered that this action is dismissed with prejudice based on
2 Plaintiff's failure to file an application to proceed *in forma pauperis* for non-prisoners or
3 pay the full filing fee in compliance with this Court's December 20, 2019, order.

4 It is further ordered that the Inmate Early Mediation Conference scheduled for
5 March 3, 2020 (ECF No. 7) is vacated.

6 It is further ordered that the Clerk of Court shall close the case and enter judgment
7 accordingly.

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9 DATED THIS 27th day of January 2020.

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L. Jones
UNITED STATES DISTRICT JUDGE